



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
2 NAVY ANNEX
WASHINGTON DC 20370-5100

LCC:ddj
Docket No: 1738-99
21 September 1999

[REDACTED]

[REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 21 September 1999. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies. In addition, the Board considered the advisory opinion furnished by NAVCRUCOM memorandum 1133 SER 3423/06669 of 31 August 1999, a copy of which is attached.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. In this connection, the Board substantially concurred with the comments contained in the advisory opinion. Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER
Executive Director

Enclosure



DEPARTMENT OF THE NAVY
NAVY RECRUITING COMMAND
5722 INTEGRITY DR.
MILLINGTON, TENNESSEE 38054-5057

IN REPLY REFER TO:

1133
Ser 3423/06669
31 Aug 99

From: Commander, Navy Recruiting Command
To: Executive Director, Board for Correction of Naval Records

Subj: BCNR REQUEST ICC [REDACTED]

Ref: (a) COMNAVCRUITCOMINST 1130.8E (CRUITMAN-ENL)

Encl: (1) BCNR Docket Nr. 01738-99

1. Recommend disapproval of Enclosure (1). Per references (a) and enclosure (1) the pay grade determination was made through the Enlisted Community Manager IAW policy set forth in ref (a).
2. This is an advisory memorandum for use by the Board for Correction of Naval Records only. Enclosure (1) is returned.

J. O. NEW
By direction



DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS

2 NAVY ANNEX

WASHINGTON DC 20370-5100

HD:hd
Docket No: 04715-99
21 September 1999

From: Chairman, Board for Correction of Naval Records
To: Secretary of the Navy

Subj: LT [REDACTED], NC, USNR, [REDACTED]
REVIEW OF NAVAL RECORD

Ref: (a) Title 10 U.S.C. 1552

Encl: (1) DD Form 149 dtd 15 Jul 99 w/attachments
(2) CNO(N131M5) memo dtd 9 Apr 99

1. Pursuant to the provisions of reference (a), Subject, hereinafter referred to as Petitioner, filed enclosure (1) with this Board requesting, in effect, that the applicable naval record be corrected to show the lineal position, date of rank, and effective date in the grade of lieutenant she would have received, had her entry grade credit been correctly assigned. She originally specifically requested a date of rank and effective date of 2 May 1998, then amended her request to 1 January 1998.

2. The Board, consisting of Messrs. Dunn, Ensley and Zarnesky, reviewed Petitioner's allegations of error and injustice on 10 September 1999, and pursuant to its regulations, determined that the corrective action indicated below should be taken on the available evidence of record. Documentary material considered by the Board consisted of the enclosures and applicable statutes, regulations and policies.

3. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice, finds as follows:

a. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy.

b. In correspondence attached as enclosure (2), the Chief of Naval Operations (N131M5) office with cognizance over the subject matter of this case has commented to the effect that Petitioner's request has merit and warrants favorable action, specifically, changing her date of rank and effective date to 1 January 1998.

CONCLUSION:

Upon review and consideration of all the evidence of record, and especially in light of the contents of enclosure (2), the Board finds the existence of an injustice warranting the following corrective action.

RECOMMENDATION:

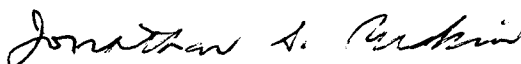
a. That Petitioner's naval record be corrected, where appropriate, to show her date of rank and effective date in the grade of lieutenant as 1 January 1998; and that her lineal precedence be adjusted accordingly.

b. That any material or entries inconsistent with the Board's recommendation be corrected, removed or completely expunged from Petitioner's record and that no such entries or material be added to the record in the future.

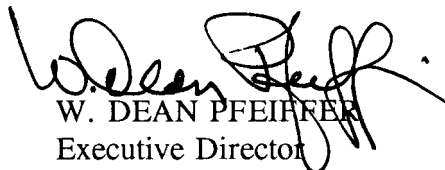
c. That a copy of this Report of Proceedings be filed at an appropriate location in Petitioner's naval record, and that another copy of this report be returned to this Board, together with any material directed to be removed from Petitioner's record, for retention in a confidential file maintained for such purpose.

4. Pursuant to Section 6(c) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(c)) it is certified that a quorum was present at the Board's review and deliberations, and that the foregoing is a true and complete record of the Board's proceedings in the above entitled matter.

ROBERT D. ZSALMAN
Recorder


JONATHAN S. RUSKIN
Acting Recorder

5. Pursuant to the delegation of authority set out in Section 6(e) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(e)) and having assured compliance with its provisions, it is hereby announced that the foregoing corrective action, taken under the authority of reference (a), has been approved by the Board on behalf of the Secretary of the Navy.


W. DEAN PFEIFFER
Executive Director

MEMORANDUM

DATE: 9 April 1999

FROM: Nurse Corps Officer Community Manager (N131M5)

TO: BCNR Coordinator (NPC/OOZB)

SUBJ: **ADVISORY OPINION WITH REGARD TO FORMER
TECHNICAL NURSE WARRANT OFFICER (TNWO) NURSE
CORPS (NC) OFFICERS PROMOTED TO LIEUTENANT**

1. Enclosure (1) lists the former-TNWO NC officers who received new appointments to LTjg in July 1998 as a result of the retroactive award of constructive grade credit for military nursing experience gained while serving as a TNWO approved by SECNAV in February 1998.
2. Time in grade for promotion to LT is routinely two years. A LTjg, once selected for LT, would normally receive a DOR for LT of the first day of the month following their LTjg DOR two years later (except those whose LTjg DOR is on the first day of the month - their LT DOR would be the first of the same month two years later).
3. However, the earliest promotion date that may routinely be awarded as a result of selection by a promotion selection board is the date that the board results are released. Thus former-TNWO LTjgs selected by the FY00 or later LT promotion selection boards might not receive a DOR and effective date commensurate with their LTjg promotion dates.
4. Recommend that, once promoted to LT, you approve each listed officer's request to backdate DOR and effective date for LT to that indicated in Enclosure (1). If I can offer any further assistance please contact me at (703) 693-1337.

V/R,


CDR, NC, USN

4715.99

Former-TNWO NC Status.XLS

NAME	SSN	LTJG DOR	EXPECTED LT DATE
FORMER TNWOs			
BAKKEN DEBORAH JO	419888950	970119	990201
BARLETT PRISCILLA A	576765674	960215	980301
BENNETT JOHN OWEN	289685498	970101	990101
BRADLEY DONNA NORENE	372602848	961117	981201
BROWN ANNE MORSCHAUSER	218861174	960813	980901
CHAMBERS CHRISTINE ANN	105568646	960314	980401
DAVIS SHERYL L	265373816	961227	990101
DEVINE RICHARD D	263291814	960918	981001
DIEHL DEBORAH L	521665747	961002	981101
DOYLE JOYCE M	184524934	961101	981101
DREWISKE JAMES NORBERT	394526844	950717	970801
DU ROGELIO MOYA	227196044	960809	980901
EXENDINE CATHERINE A	377587135	951008	971101
FIDLER O'DONOVAN HELEN E	511782207	960610	980701
GUIDRY LEON MOISE	436080881	970125	990201
GUTIERREZ RAMIREZ HIRAM	585883835	970224	990301
HAYWALD JERRY RUSSELL	385685474	970508	990601
HUGHES JOHN C	499620201	961112	981201
HUSSION COLLEEN DENISE	228927753	961222	990101
IRBY IRENE G	587494092	960828	980901
JERNIGAN VICKI LOUISE	461986308	950912	971001
KAISER MARIA CATHERINE	250458873	970811	990901
KOHLER MICHAEL SHAWN	524333807	950817	970901
KOONTZ HOWARD S	218442046	941028	961101
KOWALCZYK DEBRA ANN	386708153	970421	990501
LAURIE LUCIAN CLYDE JR	059486738	941225	970101
LAWTON SHERRY D	472641190	961021	981101
MABRY VERONICA W	262295339	970324	990401
MAHONE DELTHENIA TESSIA	280747057	970528	990601
MARTIN FRANCES ANN	544688655	970920	991001
MATHES JAMES	429025269	951216	980101
MCDADE JULIA ALIETH	563821727	950502	970601
MORAVEK KIMBERLY M	128567502	950627	970701
PACE KENNETH DEAN	371543715	961201	981201
PHILLIPS ROBERT RAYMOND	436293462	970101	990101
POLLOCK(BLASENHAUER) RHONDA	291648086	970119	990201
RILEY GREGORY DALE	266836716	960819	980901
SAN JUAN ROBERTO C	564793953	960807	980901
SAVINO JAMES WALKER JR	133481340	960320	980401
SIMMONS MARIANNE	563493836	951213	980101
SKINNER PATTI	380608431	970709	990801
SPENCER LINDA KAY	414906533	950724	970801
TAN MARIA TERESA	562674590	970704	990801
THOMPSON WANDA LYNNE	455902321	950622	970701
TUZON RICHARD EMMANUEL	570474300	970617	990701
VALENZUELA EMELDA Y	576580051	960702	980801
WALTERS WILLIAM LESTER	550827710	950907	971001
WHITMIRE GLORIA	284501089	970320	990401
YUHAS (BOHLE) KATHLEEN LOUISE	185483252	961023	981101